

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF WYOMING

Minutes of Proceeding



Date: **August 25, 2011**

Honorable Peter J. McNiff, Presiding

3:38 pm, 8/25/11

Time: 10:00 a.m. To: 10:15 a.m.

Location: Telephone conference

Tim J. Ellis
Clerk of Court

In re: **Red Eagle Oil, Inc.**

Case No. 11-20857

Chapter 11

Debtor(s).

	Appearances		
Trustee		Counsel	
Debtor(s)		Counsel	Bradley Hunsicker
Creditor	Pinnacle Bank	Counsel	Michael LaBazzo
Creditor	Wyoming Refining Company	Counsel	Steve Aaron
Creditor	ExxonMobile Oil Corp	Counsel	Isaac Sutphin/Francis Lawall

Proceedings: **Hearing on the Expedited Motion for Entry of Order Authorizing Debtor to Pre-Pay Vendors in the Ordinary Course and the objections filed by Wyoming Refining Company and Pinnacle Bank.**

[X]

Statements of parties are on the record.

Orders:

[x] Relief sought: [x] Granted in part [] Denied [] Case Dismissed [] Continued:
[] Matter taken under advisement
[x] Formal order or judgment to enter [x] To be prepared Mr. Hunsicker
[] These minutes constitute the court's official order in this matter

[X] The court finds that the Debtor's motion for entry of an order authorizing the Debtor to pre-pay vendors, in the ordinary course of business, is objected to, in part, by creditors, Wyoming Refining Company and Pinnacle Bank. The objections are not to the Debtor's request to pre-pay vendors in the ordinary course, but to that aspect of the motion that would grant vendors an allowed administrative claim should the Debtor fail to pay upon delivery. The court sustains the objections and denies Debtor's granting a super-priority administrative claim on any deliveries not paid COD. The court grants the Debtor's request, *nunc pro tunc*, that gives the Debtor the authority to prepay its vendors for all petroleum products and other goods for resale from the listed vendors; authorizing the vendors to accept such payments and that the vendors are not obligated to sell any petroleum products or other goods to the Debtor.

Date: **August 2, 2011**

FOR THE COURT:

By 